

**CERTIFICATE OF AUTHENTICITY**

**STATE OF MISSISSIPPI  
COUNTY OF SUNFLOWER**

I, Richard Pennington, Statewide Director of ARP , and the duly authorized records custodian of MDOC Administrative Remedy Program records, do hereby certify upon personal knowledge that this is a true, correct, genuine and authentic copy of

ARP# MSP-18-0636 contained in the aforesaid department on the following:

**INMATE NAME AND NUMBER:**

Jerry Vanwagner #161751

  
\_\_\_\_\_  
Richard Pennington

SWORN TO AND SUBSCRIBED, before me, this the 2 of April, 2019.

  
\_\_\_\_\_  
NOTARY PUBLIC

**My Commission Expires:**



CODE: 0100

ARP-1

**MISSISSIPPI DEPARTMENT OF CORRECTIONS**  
**Administrative Remedy Program**

**MSP-18-0636**

First Step Respondent: **N/A**  
Location:

**REJECTED**

Offenders' Name and No: **JERRY VANWAGNER #161751**  
Unit: **30 C**

Date of incident: **04-2018**

**OT-17**

☐ **ACCEPTED:** This request comes to you from the Administrative Remedy Program Director. See the attached request from the offender. **Please return your response to this office within 30 days of this date.**

☒ **REJECTED:** Your request has been rejected for the following reason(s):

- ☐ Relief is beyond the power of the Mississippi Department of Corrections to grant.
- ☐ The complaint concerns an action not yet taken or a decision which has not yet been made.
- ☐ There has been a time lapse of more the fifteen (15) days between the **RVR** and the initial request: Incident happened on \_; received in this office on \_.
- ☐ There has been a time lapse of more the thirty (30) days between the event and the initial request: Incident happened on \_; received in this office on \_.
- ☐ The Mississippi Department of Corrections does not handle Parole Board matters.
- ☒ Other: Relief is beyond the power of the Administrative Remedy Program to grant.

  
Director of Administrative Remedy Program

05/11/18  
Date

ksc

MDOC-VANWAGNER-000002

Date 5-8-18

This is a request for an  
Administrative Remedy to Richard Pennington

From: Jerry VanWagner #161751  
Unit 30 C building  
Parchman, MS. 38738



### Statement of Fact

1. In April 2018 I, Jerry VanWagner was told by Medical Director of M.S.P. that the medication to treat my Hepatitis C are too expensive for M.D.O.C to provide. Therefore M.D.O.C is denying me adequate medical treatment for a disease I, Jerry VanWagner received from unsanitary barber equipment (clippers) while getting a haircut as required by M.D.O.C grooming policy.
2. I, Jerry VanWagner am being denied adequate Medical treatment contrary to the Eight Amendment

M.D.O.C medical was made aware of this contagious Hepatitis C disease in 2012, and is yet to provide treatment and/or the Harvoni care because the cure is very costly. My enzyme level has risen and this disease is now causing my health to deteriorate. Failure to treat this disease will cause permanent organ damage and death. I, Jerry VanWagner have been waiting treatment since 2012 while my health is failing.

### Relief

I, Jerry VanWagner #161751 respectfully request the following relief

- A. That I, Jerry VanWagner receive the proper medications and treatment for this

Hepatitis C disease that I, Jerry VanWagner contracted from unsanitary barber equipment without any further delays denial and/or excuses from Medical Staff.

- b. That no retaliatory action be taken by medical and/or security staff for filing this grievance.
- c. That I Jerry VanWagner be compensated for M.D.O.C violating my Eight and Fourteenth Amendments since 2012.

This relief is deemed just and proper.

Respectfully Submitted  
Jerry VanWagner #161751  
M.S.P. Unit 30C bed #146  
P.O Box 1060  
Parchman, MS. 38738

INMATE RECEIPT

MISSISSIPPI DEPARTMENT OF CORRECTIONS  
Administrative Remedy Program

ARP # MSP - 18 - 636

Date: 15-18-2018

Received By: Jerry Van Wagner MDOC #

Witness: Regin Kij Cor. Commander  
TITLE

☐ Form ARP-1 — Offender's relief form

☐ Form ARP-2 — 1st step response

☐ Form ARP-3 — 2nd step response

☐ 5-Day extension

☐ Step 2 denial

☒ Rejected

☐ Letter #

☐ Other

1st page of this receipt is to be returned to the Administrative Remedy  
Program Director to become part of inmate's ARP file

WHITE ORIGINAL - ADMINISTRATIVE REMEDY PROGRAM DIRECTOR

MDOC-VANWAGNER-000006